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7 **BEFORE THE ARIZONA NATUROPATHIC PHYSICIANS**
8 **MEDICAL BOARD**

9 In the Matter of

10 **MICHAEL UZICK, N.D.,**

11 Holder of License No. 01-624
12 To Practice as a Naturopathic Physician
13 In the State of Arizona

Board Case No. 14-006

**CONSENT AGREEMENT
FOR LETTER OF REPRIMAND**

14
15 In the interest of a prompt and judicious settlement of this case, consistent with the
16 public interest, statutory requirements and the responsibilities of the Arizona
17 Naturopathic Physicians Medical Board ("Board") under A.R.S. § 32-1501, *et. seq.*,
18 Michael Uzick ("Respondent"), holder of Naturopathic Physician License No. 01-624 in
19 the State of Arizona, and the Board enter into the following Recitals, Findings of Fact,
20 Conclusions of Law and Order ("Consent Agreement") as a final disposition of this
21 matter.

22 **RECITALS**

23 1. Respondent has read and understands this Consent Agreement and has had
24 the opportunity to discuss this Consent Agreement with an attorney, or has waived the
25 opportunity to discuss this Consent Agreement with an attorney.
26

1 2. Respondent understands that he has a right to a public administrative
2 hearing concerning the above-captioned matter, at which hearing he could present
3 evidence and cross examine witnesses. By entering into this Consent Agreement,
4 Respondent knowingly and voluntarily relinquishes all right to such an administrative
5 hearing, as well as rights of rehearing, review, reconsideration, appeal, judicial review or
6 any other administrative and/or judicial action, concerning the matters set forth herein.

7 3. Respondent affirmatively agrees that this Consent Agreement shall be
8 irrevocable.

9 4. Respondent understands that this Consent Agreement or any part of the
10 agreement may be considered in any future disciplinary action by the Board against him.

11 5. Respondent understands this Consent Agreement deals with Board Case
12 No. 14-006 involving allegations of unprofessional conduct against Respondent. The
13 investigation into these allegations against Respondent shall be concluded upon the
14 Board's adoption of this Consent Agreement.

15 6. Respondent understands that this Consent Agreement does not constitute a
16 dismissal or resolution of any other matters currently pending before the Board, if any,
17 and does not constitute any waiver, express or implied, of the Board's statutory authority
18 or jurisdiction regarding any other pending or future investigation, action or proceeding.

19 7. Respondent also understands that acceptance of this Consent Agreement
20 does not preclude any other agency, subdivision, or officer of this State from instituting
21 any other civil or criminal proceedings with respect to the conduct that is the subject of
22 this Consent Agreement.

23 8. Respondent acknowledges and agrees that, upon signing this Consent
24 Agreement and returning this document to the Board's Executive Director, he may not
25 revoke his acceptance of the Consent Agreement or make any modifications to the
26

1 document regardless of whether the Consent Agreement has been signed by the
2 Executive Director. Any modification to this original document is ineffective and void
3 unless mutually agreed by the parties in writing.

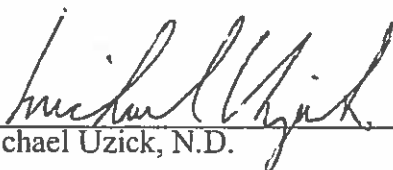
4 9. This Consent Agreement is subject to the approval of the Board and is
5 effective only when accepted by the Board and signed by the Executive Director. In the
6 event that the Board does not approve this Consent Agreement, it is withdrawn and shall
7 be of no evidentiary value and shall not be relied upon nor introduced in any action by
8 any party, except that the parties agree that should the Board reject this Consent
9 Agreement and this case proceeds to hearing, Respondent shall assert no claim that the
10 Board was prejudiced by its review and discussion of this document or any records
11 relating thereto.

12 10. If a court of competent jurisdiction rules that any part of this Consent
13 Agreement is void or otherwise unenforceable, the remainder of the Consent Agreement
14 shall remain in full force and effect.

15 11. Respondent understands that this Consent Agreement is a public record that
16 may be publicly disseminated as a formal action of the Board and may be reported as
17 required by law to the National Practitioner Data Bank and the Healthcare Integrity and
18 Protection Data Bank.

19 12. Respondent agrees that the Board will adopt the following Findings of Fact,
20 Conclusions of Law and Order.

21 ACCEPTED AND AGREED BY RESPONDENT

22
23 
24 Michael Uzick, N.D.
25
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Dated: 2/19/15

1 **FINDINGS OF FACT**

2 1. The Board is the duly constituted authority for licensing and regulating
3 naturopathic physicians in the State of Arizona.

4 2. Respondent is the holder of license number 01-624 to practice as a
5 naturopathic physician in the State of Arizona.

6 3. From October 2013 through April 21, 2014, Respondent intravenously
7 administered the nutrient Ukrain as part of his medical practice. Respondent obtained the
8 Ukrain from a source not registered by the United States Food and Drug Administration
9 or compounded by a pharmacy licensed with the State Board of Pharmacy. Respondent
10 discontinued use of Ukrain in his medical practice before a complaint was made to the
11 Board.

12 **CONCLUSIONS OF LAW**

13 1. The Board possesses jurisdiction over the subject matter and over
14 Respondent pursuant to A.R.S. § 32-1501 *et seq.*

15 2. The Board may discipline a physician who has engaged in unprofessional
16 conduct. A.R.S. § 32-1551.

17 3. The conduct and circumstances described above constitutes unprofessional
18 conduct pursuant to A.R.S. § 32-1501(31)(r) (any conduct or practice that is contrary to
19 recognized standards of ethics of the naturopathic profession, any conduct or practice that
20 does or might constitute a danger to the health, welfare or safety of the patient or the
21 public, or any conduct, practice or condition that does or might impair the ability to
22 safely and skillfully practice as a doctor of naturopathic medicine).
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1 4. The conduct and circumstances described above constitutes unprofessional
2 conduct pursuant to A.R.S. § 32-1501(31)(s) (failure to observe any federal, state, county
3 or municipal law relating to public health as a physician in this state).

4
5 5. The practice of naturopathic medicine does not include the intravenous
6 administration of nutrients which are not manufactured and supplied for intravenous use
7 by a manufacturer registered with the United States Food and Drug Administration or
8 compounded by a pharmacy licensed by the State Board of Pharmacy. A.R.S. § 32-
9 1501(15) and (28).

10
11 **ORDER**

12 Based upon the above Findings of Fact and Conclusions of Law, the Board hereby
13 issues a **Letter of Reprimand** to Respondent.

14 DATED this 24 day of FEBRUARY, 2015.

15
ARIZONA NATUROPATHIC PHYSICIANS
MEDICAL BOARD

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By 
GAIL ANTHONY
Executive Director



1 ORIGINAL OF THE FORGOING FILED
this 24 day of FEBRUARY, 2015, with:

2 Arizona Naturopathic Physicians Medical Board
3 1400 West Washington, Suite 230
Phoenix, Arizona 85007

4 EXECUTED COPY OF THE FOREGOING MAILED
5 BY FIRST-CLASS and CERTIFIED MAIL
this 24 day of FEBRUARY, 2015, to:

6 Michael Uzick, N.D.
7 Address of Record
Respondent

8 Elizabeth A. Campbell
9 Assistant Attorney General
1275 W. Washington Street, CIV/LES
10 Phoenix, Arizona 85007
Attorney for the Board

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